

NEVADA DEPARTMENT OF CORRECTIONS	SERIES 800 INMATE PROGRAMS AND ACTIVITIES	SUPERSEDES: NEW
ADMINISTRATIVE REGULATIONS MANUAL	ADMINISTRATIVE REGULATION 813 PSYCHOLOGICAL REVIEW PANEL TEMP	EFFECTIVE DATE: 10/10/03

TABLE OF CONTENTS

PURPOSE

AUTHORITY

RESPONSIBILITY

DEFINITIONS

APPLICABILITY

PROCEDURES

813.01 PSYCHOLOGICAL REVIEW PANEL

REFERENCES

ATTACHMENTS

MANDATORY REVIEW DATE

10/10/04

PURPOSE

To provide policies and procedures for the operation of the Psychological Review Panel for offenders required by Nevada law to be certified prior to parole consideration.

AUTHORITY

NRS 213.1214

RESPONSIBILITY

The Correctional Programs Division Administrator is responsible for the operation of the Psychological Review Panel.

DEFINITIONS

CERTIFICATION – A determination made by members of the Psychological Review Panel that the offender does not represent a high risk to re-offend, based on currently accepted standards of assessment.

DEPARTMENT – The Nevada Department of Corrections.

EVALUATION – Review of an offender based upon assessment of data from psychological testing, file review, criminal history, behavioral background, prison conduct, staff observation, and other relevant materials submitted for the panel's consideration.

PANEL – Three members appointed pursuant to NRS 213.1214 to perform certifications of offenders.

APPLICABILITY

This regulation applies to all offenders committed to the custody of the Department for convictions of sexually related crimes identified in NRS 213.1214(5), or abuse or neglect of a child, pursuant to NRS 200.508.

PROCEDURES

642.01 PSYCHOLOGICAL REVIEW PANEL

1.1 The Department will operate and supervise a Psychological Review Panel to conduct consistent and standardized evaluation of offenders who require certification as a prerequisite to their appearance before the Parole Board.

1.2 The members of the panel shall be the Director of Corrections, or designee; the Administrator of the Division of Mental Health and Development Services of the State Department of Human Resources, or designee; and a psychologist or psychiatrist who is licensed in Nevada. (3-4012)

- The licensed psychologist or psychiatrist shall be a person mutually chosen by the Director of Corrections and the Administrator of the Division of Mental Health and Development Services of the State Department of Human Resources. (3-4012)
- The length of appointment is at the discretion of the Director of Corrections and the Mental Health Administrator.

1.3 The Psychological Review Panel will meet at least monthly to conduct offender reviews and certifications of offenders in the custody of the Department.

1.4 Psychological Review Panel hearings will be conducted via video-conferencing.

- It is not required that the panel members, the offender being considered, and any witnesses be present in the same room.
- The offenders being considered will appear from the facility in which they are incarcerated, to the extent possible, to minimize statewide travel and transportation expenses.

1.5 Panel members, visitors, family members, victims and interested persons may attend panel hearings in person, or by video-conference, at the following locations: High Desert State Prison, Ely State Prison, Nevada State Prison and Nevada Department of Corrections Administration Conference Room.

hearings in person, or by video-conference, at the following locations: High Desert State Prison, Ely State Prison, Nevada State Prison and Nevada Department of Corrections Administration Conference Room.

- Victims may seek and receive the assistance of the Department's Victims Services Unit in arranging an appearance before, or attendance at, a panel hearing.

1.6 Panel hearings are not subject to the Open Meeting Law, NRS 241.020, but the meetings are open to the public for attendance. Hearing agendas shall be posted on the Department's website.

- The Psychological Review Panel will conduct its hearings in accordance with the same procedures utilized by the Board of Parole Commissioners.

1.7 At the beginning of every calendar year, the Psychological Review Panel will review assessment instruments currently used in the United States, or elsewhere, for the evaluation of offenders, and shall select one or more to be used in the Psychological Review Panel certification process.

- The instrument(s) chosen shall be validated as among those used in the standard practice of psychology in the United States.
- The instrument(s) chosen shall be administered by Department psychologists to offenders appearing for a certification hearing, to the extent that the assessment tool is deemed applicable to the type of crime for which the offender has been convicted.

1.8 Material to be considered by the panel in a certification hearing will be provided to the panel at least two weeks prior to the panel's scheduled meeting.

1.8.1 Correspondence or communications from victims, and all information about an offender considered by the panel in its certification hearing are confidential, pursuant to NRS 213.1075

1.8.2 Materials provided to the panel will include, but are not limited to, the following items:

- Information about the offender's participation in the Department's Sexual Treatment of Offender in Prison (STOP) program, aftercare programs, or any other Department programs focusing on treatment or conduct.
- Information from the Department's treating psychiatrist and/or psychologist.
- Results of any psychological assessment instruments used by staff to evaluate the offender.
- Information from the offender's Institutional File, including, but not limited to, conduct history while in the department, Pre-sentence Investigation Report, police reports, and any other material pertinent to the offenders' case or incarceration.

1.9 The panel shall enter a finding that an offender represents either: 1) a high risk to re-offend; 2) a moderate risk to re-offend; or 3) a low risk to re-offend.

Nevada Department of Corrections
PSYCHOLOGICAL CERTIFICATION PANEL NOTIFICATION

The inmate named below has been sentenced for an offense(s) that requires psychological evaluation and certification as a prerequisite to parole consideration, per NRS 213.1214. A separate certification is required for each consecutive sentence for an offense listed below. A certification by this panel is not valid indefinitely. The Parole Board requires re-certification each time an inmate is scheduled for a parole hearing when intervening misconduct or newly acquired information suggests a need for a re-assessment. The Board does not automatically require re-certification when conducting an RPO (review previous order) hearing unless more than one year has elapsed since the last certification.

INMATE INFORMATION:

Name: _____

NDOC #: _____

Current Location: _____

Date: _____

OFFENSE / SENTENCE INFORMATION:

_____ This is an original certification action.

_____ This is a re-certification action.

List all case and count numbers for which the inmate is being certified or re-certified:

<u>Case #</u>	<u>Count #</u>
_____	_____
_____	_____
_____	_____

Check each offense or attempted offense that applies:

- | | | |
|-------|-----------------|--|
| _____ | NRS 200.366 | Sexual Assault |
| _____ | NRS 200.368 | Statutory Sexual Seduction |
| _____ | NRS 200.400 | Battery with Intent to Commit Sexual Assault |
| _____ | NRS 200.508 | Abuse or Neglect of a Child |
| _____ | NRS 200.710-730 | An Offense Involving Pornography and a Minor |
| _____ | NRS 201.180 | Incest |
| _____ | NRS 201.195 | Solicitation of a Minor to Engage in Acts Constituting Infamous Crime Against Nature |
| _____ | NRS 201.210 | Open or Gross Lewdness |
| _____ | NRS 201.220 | Indecent or Obscene Exposure |
| _____ | NRS 201.230 | Lewdness with a Child Under 14 Years |
| _____ | NRS 201.450 | Sexual Penetration of a Dead Human Body |
| _____ | NRS 201.560 | Luring a Child Using a Computer, System or Network |
| _____ | NRS 207.193 | Coercion or Attempted Coercion That is Determined to be Sexually-Motivated |

This inmate has been under observation while incarcerated and has been evaluated using currently accepted standards of assessment. By a _____ Split Decision _____ Unanimous Decision, the panel finds that this inmate is a

- _____ low risk to re-offend.
_____ moderate risk to re-offend.
_____ high risk to re-offend.

_____ The above-named inmate is certified as not representing a high risk to re-offend.

_____ The above-named inmate **IS NOT CERTIFIED** as he/she is found to represent a **HIGH RISK** to re-offend.

PSYCHOLOGICAL REVIEW PANEL

Dr. Patricia Brassfield, designee of Division of Mental Health and Developmental Services
Dr. Arthur Vogt, a psychologist licensed to practice in Nevada
Dr. Robert Schofield, designee of the Director of the Department of Corrections

PRINT NAME

TITLE

SIGNATURE

_____, on behalf of the entire Panel.